

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

490I0555

SENATE JUDICIARY COMMITTEE ENGROSSED NO.

**HB 1150** - 02/12/2003

Introduced by: Representatives O'Brien and Deadrick (Thomas) and Senators Diedrich (Larry), Brown, Knudson, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to provide for the amendment and cancellation of certain  
2 limited liability partnerships.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 48-7A be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 A statement of qualification of a limited liability partnership is amended by filing a statement  
7 of amendment in the Office of the Secretary of State. The statement of amendment shall set  
8 forth:

9 (1) The name of the limited liability partnership;

10 (2) The date of filing the statement of qualification of limited liability partnership; and

11 (3) The amendment to the statement of qualification.

12 Section 2. That chapter 48-7A be amended by adding thereto a NEW SECTION to read as  
13 follows:

14 A statement of qualification of limited liability partnership shall be cancelled upon the filing  
15 of a statement of cancellation of the limited liability partnership. The statement of cancellation



shall be filed in the Office of the Secretary of State and shall set forth:

- (1) The name of the limited liability partnership;
- (2) The date of filing the statement of qualification of limited liability partnership; and
- (3) The reason for filing the statement of cancellation.

Section 3. That chapter 48-7A be amended by adding thereto a NEW SECTION to read as follows:

A statement of foreign qualification of a limited liability partnership is amended by filing a statement of amendment in the Office of the Secretary of State. The statement of amendment shall set forth:

- (1) The name of the limited liability partnership;
- (2) The date of filing the statement of foreign qualification of limited liability partnership;  
and
- (3) The amendment to the statement of qualification.

Section 4. That chapter 48-7A be amended by adding thereto a NEW SECTION to read as follows:

A statement of foreign qualification of limited liability partnership shall be cancelled by filing a statement of cancellation. The statement of cancellation shall be filed in the Office of the Secretary of State and shall set forth:

- (1) The name of the limited liability partnership;
- (2) The date of filing the statement of foreign qualification of limited liability partnership;  
and
- (3) The reason for filing the statement of cancellation.

Section 5. That § 48-7A-1208 be amended to read as follows:

48-7A-1208. The provisions of § 1-8-10 notwithstanding, the fee for filing the statements

1 and reports provided for in the following sections with the secretary of state is as follows:

2 (1) Section 48-7A-303, Statement of Authority, ninety dollars;

3 (2) Section 48-7A-304, Statement of Denial, ten dollars;

4 (3) Section 48-7A-704, Statement of Dissociation, ten dollars;

5 (4) Section 48-7A-805, Statement of Dissolution, ten dollars;

6 (5) Section 48-7A-907, Statement of Merger, ten dollars;

7 (6) Section 48-7A-1001, Statement of Qualification, ninety dollars;

8 (7) Section 48-7A-1003, Annual Report, twenty-five dollars; ~~and~~

9 (8) Section 1 of this Act, Statement of Amendment, ten dollars;

10 (9) Section 2 of this Act, Statement of Cancellation, ten dollars;

11 (10) Section 48-7A-1102, Statement of Foreign Qualification, ninety dollars;

12 (11) Section 3 of this Act, Statement of Amendment, ten dollars; and

13 (12) Section 4 of this Act, Statement of Cancellation, ten dollars.